

Appl. No. 10/797,981
Docket No. 9576
Amdt. dated August 8, 2007
Reply to Office Action mailed on July 11, 2007
Customer No. 27752

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REMARKS

Claims 1-10, and 15-19 are pending in the present application.

Claim 1 has been amended to recite a particulate material selected from the group consisting of a cleansing agent, a exfoliating agent and mixtures thereof. Support for this amendment can be found on page 4, line 30-31 and page 5, line 3 through page 6, line 12. Claim 1 has been amended to recited a lathering surfactants selected from the group consisting of anionic, amphoteric and zwitterionic. Support for this amendment is found on page 8, lines 15-20.

Claim 10 has been amended in light of the election of species and change to claim 1. Claim 10 recites that the particulate material is derived from inorganic, organic, natural and synthetic sources. Support for this amendment is on page 5, lines 1-2.

Claim 18 has been amended to depend from claim 1.

Claim 19 has been amended to depend from claim 1. Claim 19 recites that the personal care composition has a BYV greater than about 50 dyn/cm². Support for this amendment can be found on page 4, lines 14-28.

Claims 11-14 and 20 have been cancelled in light of the restriction and election of species requirement.

Response to Requirement for Restriction of Inventions

The Examiner has required, under 35 USC §121, election of a single disclosed invention for prosecution on the merits. This hereby confirms the election to prosecute the invention designated in the Office Action as Invention I. This election is made without traverse. Claims 1-19 are drawn to this invention. Claim 20 has been canceled by this amendment as being drawn to a non-elected invention.

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Response to Election of Species Requirement

The Examiner has required, under 35 USC §121, election of a single disclosed species for prosecution on the merits. Pursuant to this requirement, Applicants hereby elect to prosecute the species of a particulate material comprising the group consisting of a cleansing agent, a exfoliating agent and mixtures thereof; and a lathering surfactants comprising the group consisting of anionic, amphoteric and zwitterionic. Claim 1 has been amended to recite the selection. This election is made without traverse.

Conclusion

This response represents an earnest effort to place the present application in proper form. In view of the foregoing, reconsideration of this application, and allowance of the pending claim(s) are respectfully requested.

Respectfully submitted,

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